## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF PUERTO RICO

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF PUERTO RICO

In re:

THE FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO,

Case No. 17 BK 3283-LTS

(Jointly Administered)

PROMESA Title III

as representative of

THE COMMONWEALTH OF PUERTO RICO et al.,

Debtors.<sup>1</sup>

In re:

PROMESA Title III

THE FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO,

Case No. 17 BK 4780-LTS

as representative of

PUERTO RICO ELECTRIC POWER AUTHORITY,

Debtor.

INFORMATIVE MOTION OF ASSURED GUARANTY CORP. AND ASSURED GUARANTY MUNICIPAL CORP. REGARDING FEBRUARY 15, 2018 HEARING

The Debtors in these Title III cases, along with each Debtor's respective Title III case number and the last four (4) digits of each Debtor's Federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico ("Commonwealth") (Bankruptcy Case No. 17 BK 3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation ("COFINA") (Bankruptcy Case No. 17 BK 3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority ("HTA") (Bankruptcy Case No. 17 BK 3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico ("ERS") (Bankruptcy Case No. 17 BK 3566-LTS) (Last Four Digits of Federal Tax ID: 9686); and (v) Puerto Rico Electric Power Authority ("PREPA") (Bankruptcy Case No. 17 BK 04780-LTS) (Last Four Digits of Federal Tax ID: 3747) (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations).

To the Honorable United States District Court Judge Laura Taylor Swain:

Assured Guaranty Corp. and Assured Guaranty Municipal Corp. (together, "Assured") hereby submit this informative motion in compliance with the *Order Regarding the Location and Procedures for Attendance, Participation and Observation of the February 15, 2018, Final Hearing on PREPA Financing Motion* (Case No. 17 BK 4780-LTS, ECF No. 658), regarding the hearing on February 15, 2018 ("February 15, 2018 Hearing") and respectfully states as follows:

- 1. Mark C. Ellenberg of Cadwalader, Wickersham & Taft LLP will appear on behalf of Assured at the February 15, 2018 Hearing at the United States District Court for the Southern District of New York, Daniel Patrick Moynihan Courthouse, 500 Pearl Street, New York, NY 10007 ("New York Courthouse") and will present argument and examine witnesses.
- 2. Ellen M. Halstead and Thomas J. Curtin of Cadwalader, Wickersham & Taft LLP will also appear on behalf of Assured at the February 15, 2018 Hearing at the New York Courthouse and respectfully request to be seated at counsel's table.

Dated: February 12, 2018 San Juan, Puerto Rico

## CASELLAS ALCOVER & BURGOS P.S.C.

CADWALADER, WICKERSHAM & TAFT LLP

## /s/ Heriberto Burgos Pérez

Heriberto Burgos Pérez USDC-PR No. 204,809 Ricardo F. Casellas-Sánchez USDC-PR No. 203,114 Diana Pérez-Seda USDC-PR No. 232,014

E-mail: hburgos@cabprlaw.com rcasellas@cabprlaw.com dperez@cabprlaw.com

P.O. Box 364924

San Juan, PR 00936-4924 Tel.: (787) 756-1400

Fax: (787) 756-1401

Counsel for Assured Guaranty Corp. and Assured Guaranty Municipal Corp.

/s/ Mark C. Ellenberg

Howard R. Hawkins, Jr.\* Mark C. Ellenberg\* Ellen M. Halstead\* Thomas J. Curtin\* Casey J. Servais\* 200 Liberty Street

New York, New York 10281

Tel.: (212) 504-6000 Fax: (212) 406-6666

Email: howard.hawkins@cwt.com mark.ellenberg@cwt.com ellen.halstead@cwt.com thomas.curtin@cwt.com casey.servais@cwt.com

Counsel for Assured Guaranty Corp. and Assured Guaranty Municipal Corp.

<sup>\*</sup> admitted pro hac vice

## **CERTIFICATE OF SERVICE**

I hereby certify that I filed this document electronically with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to all parties of record in the captioned case. Further, I directed that the following counsel of record be served by U.S. Mail:

Office of the United States Trustee for Region 21

Edificio Ochoa

500 Tanca Street, Suite 301 San Juan, PR 00901-1922

John J. Rapisardi, Esq. O'Melveny & Myers LLP

7 Times Square

New York, New York 10036

Martin J. Bienenstock, Esq. Proskauer Rose LLP Eleven Times Square

New York, New York 10036-8299

Nancy A. Mitchell, Esq. Greenberg Traurig LLP 200 Park Avenue

New York, New York 10166

Luc A. Despins, Esq. Paul Hastings LLP 200 Park Avenue

New York, New York 10166

Robert Gordon, Esq. Jenner & Block LLP 919 Third Avenue

New York, New York 10022

Gerardo J. Portela Franco

Puerto Rico Fiscal Agency and Financial

Advisory Authority (AAFAF) De Diego Ave. Stop 22 San Juan, Puerto Rico 00907

Andrés W. López, Esq.

Law Offices of Andrés W. López 902 Fernández Juncos Ave.

San Juan, PR 00907

Hermann D. Bauer, Esq. O'Neill & Borges LLC

250 Muñoz Rivera Ave., Suite 800

San Juan, PR 00918-1813

Arturo Diaz-Angueira, Esq.

Cancio, Nadal, Rivera & Diaz, P.S.C.

403 Muñoz Rivera Ave.

San Juan (Hato Rey), PR 00918-3345

Juan. J. Casillas Ayala

Casillas, Santiago & Torres LLC

El Caribe Office Building 53 Palmeras Street, Suite 1601 San Juan, PR 00901-2419

A.J. Bennazar-Zequeira

Bennazar, Garcia & Milian, C.S.P.

Edificio Union Plaza PH-A piso 18 Avenida

Ponce de Leon #416 Hato Rey, PR 00918

At San Juan, Puerto Rico, this 12th day of February, 2018.

/s/ Heriberto Burgos Pérez

Heriberto Burgos Pérez USDC-PR No. 204,809